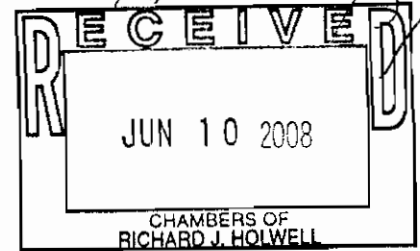


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



Oppenheim Kapitalanlagegesellschaft mbH, )  
ERSTE-SPARINVEST Kapitalanlagegesellschaft )  
m.b.H., )  
Oppenheim Asset Management Services S.à r.l., )  
Union Asset Management Holding AG, )  
INDEXCHANGE Investment AG, )  
SEB Investment Management AB, )  
Raiffeisen Kapitalanlage-Gesellschaft m. b. H., )  
Pioneer Investments Kapitalanlagegesellschaft )  
mbH, )  
Pioneer Investments Austria GmbH, )  
LRI Landesbank Rheinland-Pfalz International )  
S.A., )  
Landesbank Berlin Investment GmbH, )  
Deutsche Asset Management )  
Investmentgesellschaft mbH, )  
DWS Investment GmbH, )  
Skandia Insurance Company Ltd., and )  
Fortis Investment Management SA, )  
Plaintiffs, )  
v. )  
VIVENDI UNIVERSAL, S.A., JEAN MARIE )  
MESSIER, and GUILLAUME HANNEZO, )  
Defendants. )

CIVIL ACTION NO.: 1:07-cv-8830  
[Related to Civil Action No.  
1:02-cv-05571-RJH-HBP]

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DATE FILED: 6/11/08

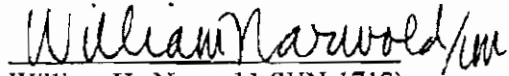
**NOTICE OF DISMISSAL AS TO PLAINTIFF PIONEER INVESTMENTS AUSTRIA  
GmbH (f/k/a CAPITAL INVEST)**

Pursuant to Fed. R. Civ. P. 41(a)(1),<sup>1</sup> Plaintiff Pioneer Investments Austria GmbH  
(f/k/a Capital Invest) hereby submits its notice of dismissal without prejudice of its claims in

<sup>1</sup> This Notice of Dismissal is also filed in accordance with the Court's Order filed April 10, 2008 in Case No. 02 Civ. 5571 (Doc. #472), in which the Court granted therein individual plaintiff status to Pioneer Investments Austria GmbH (f/k/a Capital Invest).

the above-captioned matter as against all Defendants.

Date: June 6, 2008



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*CAPITAL INVEST)*

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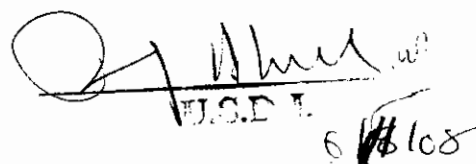
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SO ORDERED

  
U.S.D.C.  
6/11/08